



Amendment 2

RFP No: 2017-2

May 11, 2017

Amendment 2 is a change to the details of RFP No. 2017-2 in Section IV Legal and Contractual Information regarding the proposal bond. "Error! Reference source not found." shall be replaced with "Mississippi Department of Archives and History".

The following section shall replace the corresponding section in the RFP in Section IV Legal and Contractual Information on pages 21-22:

36. Proposal Bond

The Vendor must include a proposal bond in the amount of \$7,500.00 with its RFP proposal. Vendor is specifically disallowed from taking exception to the proposal bond requirement. Proposals without proposal bonds will be rejected.

The security must be in the form of a bond, irrevocable letter of credit, certified check, or cashier's check (hereinafter, "security") payable to the **Mississippi Department of Archives and History** and must be placed in the front of the Vendor's proposal. The submission of an acceptable security is a condition precedent to a valid proposal, and the amount of the security is not negotiable or contestable. Any proposal received without the security will be rejected and returned to the Vendor without further consideration.

The security binds the Vendor to the commitments made in writing in the Vendor's proposal. The security will be forfeited in the event the awarded Vendor, at any time during the contract negotiation process, refuses to honor commitments made in its proposal, reneges on pricing, takes exception to any term or condition that was not addressed in the Vendor's written proposal, or fails to execute a contract as anticipated in the RFP and the Vendor's proposal, including documented exceptions, within fifteen (15) working days after the Vendor's initial receipt of the project contract from **MDAH**, unless an extension is agreed to by **MDAH**.

As stated in the RFP, the Vendor may take exception to any point without incurring any liability to provide items to which an exception has been taken. Likewise, the State has no obligation to accept any proposed exception. Should the State decide, at its sole discretion and at any point in the process, that an exception is NOT acceptable, **MDAH** will reject the Vendor's proposal and return the Vendor's security.

The Vendor's security will be returned promptly after **MDAH** and the successful Vendor have

executed a contract or within ninety (90) days after opening the proposals if no letter of intent to award a contract has been sent. In the event that the successful Vendor fails to accept and sign the mutually negotiated contract that Vendor shall be disqualified and **MDAH** shall initiate negotiations with the next ranked Vendor until a contract is successfully negotiated, or **MDAH** elects to cancel the procurement. The securities of all remaining Vendors will be returned when a contract has been successfully negotiated and executed, or when the procurement is canceled.